

Robert Hammond



November 7, 2015

Department of the Navy via FOIA Online, <https://foiaonline.regulations.gov/> and donfoia-pa@navy.mil

Subject: FOIA Request – DON JAG FY 2014 and FY 2015 Annual FOIA Report Submissions

Requester Personal Reference number: FOIA DON 16-A

References: (a) Joint publication of U.S. Department of Justice, Executive Office of the President and U.S. General Services Administration of July 2011, “Your Right to Federal Records”
(b) DoD 5400.11-R, May 14, 2007, Department of Defense Privacy Program
(c) DoD 5400.7-R, September 1998, DoD Freedom of Information Act (FOIA) Program
(d) DoD 6025.18-R, Jan. 24, 2003, DoD Health Information Privacy Regulation
(e) GAO Report GAO-12-828 of July 2012, subject Freedom of Information Act
(f) Department of Justice Handbook for Agency Annual Freedom of Information Act Reports

Dear FOIA Officer,

I am submitting this request under the Freedom of Information Act, U.S.C. subsection 522 and the Privacy Act. If you deny all or any part of this request, please cite each specific exemption you think justifies your refusal to release the information under both Acts and notify me of appeal procedures available under the law. Please preserve all responsive or potentially responsive records and records of your searches in your FOIA case file until the statutory date for judicial review has passed (should that be necessary) or in accordance with a NARA approved records schedule, if longer. Please advise all personnel listed under records sought to preserve such records, including emails.

Records Sought Under the FOIA. I am seeking:

1. Unredacted copies of the DON JAG FY 2014 and FY 2015 Annual FOIA Report Submissions (DD FORM 2564). See attachment for an example of the FY 2013 Report
2. A copy of this Request, which is an agency record.

Note that the names of action officers and other government officials is not exempt under 5 U.S.C. 552(b)(6). This information is explicitly authorized for release by reference (b):

DoD 5400.11-R, May 14, 2007, Department of Defense Privacy Program

C4.2.2.5.1. DoD Civilian Employees:

C4.2.2.5.1.1.1. Name.

- C4.2.2.5.1.1.2. Present ~~and past~~ position titles.
- C4.2.2.5.1.1.3. Present grade.
- C4.2.2.5.1.1.4. Present annual salary rate.
- C4.2.2.5.1.1.5. Present ~~and past~~ duty stations.
- C4.2.2.5.1.1.6. Office and duty telephone number.
- C4.2.2.5.1.1.7. Current Position Description.

Moreover, the records that I am seeking are antecedent and do not involve policy deliberations.

This is a simple request.

Requested Format. I am requesting that documents provided as a single PDF file to include: 1) a signed and dated cover letter citing my personally assigned requester control number addressing only this FOIA request; 2) all responsive documents; 3) a copy of this request in your reply. This request letter is an agency record and providing a copy of this request is an integral part of my FOIA request. Please do not combine this request with any other request in your reply. I am requesting that each element of the records sought be specifically addressed in your reply.

Public Interest. There is significant public interest FOIA at this time an in FOIA reporting. The requested records concern "the operations or activities of the government." The disclosure is likely to contribute to an understanding of government operations or activities and contribute to an understanding of the subject by the public. Moreover this request is to ascertain the "working law" of the Agencies, and to determine whether the Agencies were acting lawfully in carrying out their duties under FOIAPA, there is a substantial public interest in the documents at issue.

Agreement to Pay Fees. I agree to pay fees for searching or copying the records up to \$50. If the fees exceed this amount please advise me of the cost. I believe that the records that I am seeking contribute significantly to public understanding of the operations or activities of the Department of Defense. I do not believe that there should be any charge for providing these records, as there is public interest in government operations and procedures. I am a private individual not seeking documents for commercial use, such that the following applies: "No fees may be charged by any DoD Component if the costs of routine collection and processing of the fee are likely to equal or exceed the amount of the fee. With the exception of requesters seeking documents for a commercial use, Components shall provide the first two hours of search time, and the first one hundred pages of duplication without charge." I would note that because I am requesting a PDF file, there should not be a per page copy fee. This is a simple request. All documents should have been consolidated into case files, assigned case tracking numbers (per governing laws, regulations and policies) and included in automated tracking systems. There should not be a fee to the requester for any failure to properly store all records and retain them in accordance with an approved NARA record schedule. Should you determine that that there is a charge for this request, please include the calculation of the charge and along with your determination of the costs of routine collection and processing of the fee. As there is public interest (discussed above),

Request for Fee Waiver. As this Request is submitted in order to ascertain the "working law" of the Agencies, and to determine whether the Agencies were acting lawfully in carrying out their duties under FOIA, there is a substantial public interest in the documents at issue. I am therefore requesting

a fee waiver

Some Applicable References.

- Reference (a) states that for requests ‘that will require more than ten days for the agency to process, the FOIA requires agencies to assign a tracking number to your request. Each agency must provide a telephone number or website by which a requester can use the assigned tracking number to obtain information about the status of a pending request.’
- DoD 5400.11-R, May 14, 2007, paragraph C3.1.1O. states: “Time Limits. “DoD Components normally shall provide access within 20 working days after receipt of the request. If access cannot be given within the 20 working day period, the requester shall be notified in an interim response.” Please provide me a tracking number for this request.
- Reference (c) states, “DoD personnel are expected to comply with the FOIA, this Regulation, and DoD FOIA policy in both letter and spirit. This strict adherence is necessary to provide uniformity in the implementation of the DoD FOIA Program and to create conditions that will promote public trust.”

I believe that I have adequately described the records that I am seeking. If you believe that my request is unclear, if you have any questions, or if there is anything else that you need from me to complete this request in a timely manner, please contact me in writing, so that I may perfect my request. If you deem that any portion of my request is unclear, answer the remaining portions and I will perfect a request for additional material as needed.

Thank you in advance.

With my respect,



Robert Hammond

ANNUAL FREEDOM OF INFORMATION ACT (FOIA) REPORT				REPORT CONTROL SYMBOL DD-DA&M(A)1365	
SUBCOMPONENT/COMPONENT OR AGENCY REPORTING OJAG General Litigation Division				OJAG - 14	REPORT FOR FISCAL YEAR 2013
SECTION I - BASIC INFORMATION REGARDING REPORT					
1. PERSON(S) TO CONTACT WHO CAN ANSWER QUESTIONS ABOUT THE REPORT					
a. NAME (Last, First, Middle Initial) LT Matthew Roush, JAG, USN	b. TITLE Code 14	c. ADDRESS 1322 Patterson Ave. SE Washington Navy Yard, DC 20374-5066	d. TELEPHONE NO. 202-685-5452	e. E-MAIL ADDRESS matthew.roush@navy.mil	
2. PROVIDE AN ELECTRONIC LINK FOR ACCESS TO THE REPORT ON THE AGENCY WEB SITE. The Defense Freedom of Information Policy Office (DFOIPO) will satisfy this requirement.					
3. EXPLAIN HOW TO OBTAIN A COPY OF THE REPORT IN PAPER FORM. The Defense Freedom of Information Policy Office will satisfy this requirement.					
SECTION II - MAKING A FOIA REQUEST					
1. ALL AGENCY COMPONENTS THAT RECEIVE FOIA REQUESTS (Continue on separate page if necessary using the same format.)					
a. SUBCOMPONENT/COMPONENT OR AGENCY (i.e., McDill AFB, Department of the Air Force)		c. Address			c. TELEPHONE NUMBER
2. PROVIDE A BRIEF DESCRIPTION OF WHY SOME REQUESTS ARE NOT GRANTED AND AN OVERVIEW OR CERTAIN GENERAL CATEGORIES OF THE AGENCY'S RECORDS TO WHICH The Defense Freedom of Information Policy Office will satisfy this requirement.					
SECTION III - ACRONYMS, DEFINITIONS AND EXEMPTIONS					
The Defense Freedom of Information Policy Office will satisfy this requirement.					

SUBCOMPONENT/COMPONENT OR AGENCY REPORTING OJAG General Litigation Division		OJAG - 14	REPORT FOR FISCAL YEAR 2013	
SECTION IV - EXEMPTION 3 STATUTES (Attache additional pages if necessary)				
(1) List all Exemption 3 statutes (http://www.dod.mil/pubs/foi/b2.pdf) (2) The Defense Freedom of Information Policy Office will satisfy this requirment. (3) The Defense Freedom of Information Policy Office will satisfy this requirment. (4) For each request, report the number of times each statute was relied upon, however, count each statute only once per request.			Total Number of Unique Uses of Exempt 3 Statues 0	
1. STATUTE	2. TYPE OF INFORMATION WITHHELD	3. CASE CITATION	4. NO OF TIMES RELIED UPON	

SUBCOMPONENT/COMPONENT OR AGENCY REPORTING OJAG General Litigation Division									OJAG - 14		REPORT FOR FISCAL YEAR 2013			
SECTION V - FOIA REQUESTS														
A. RECEIVED, PROCESSED AND PENDING FOIA REQUESTS. Provide the numbers of received, processed, and pending requests, both perfected and non-perfected. The number in column 1 must match the number of "Requests Pending as of End of Fiscal Year" from the previous year's Annual FOIA Report. The sum of columns 1 and 2 minus the number in column 3 must equal the number in column 4.														
1. NUMBER OF REQUESTS PENDING AS OF START OF FISCAL YEAR				2. NUMBER OF REQUESTS RECEIVED IN FISCAL YEAR			3. NUMBER OF REQUESTS PROCESSED IN FISCAL YEAR			4. NUMBER OF REQUESTS PENDING AS OF END OF FISCAL YEAR				
0				8			7			1				
B. DISPOSITION OF FOIA REQUESTS. 1. All Processed Requests. Provide the number of request dispositions as described below. Use only one column to report each request. Use the nine "Full Denial Based on Reasons Other than Exemptions" columns only if the request cannot be counted in columns 1 through 3. The numbers in Column 5. "Total", must match the numbers in Section V. A., column 3.														
(1) NUMBER OF FULL GRANTS	(2) NUMBER OF PARTIAL GRANTS/ PARTIAL DENIALS	(3) NUMBER OF FULL DENIALS BASED ON EXEMPTIONS	(4) NUMBER OF FULL DENIALS BASED ON REASONS OTHER THEN EXEMPTIONS									(5) TOTAL		
			a. NO RECORDS	b. ALL RECORDS REFERRED TO ANOTHER COMPONENT/ AGENCY	c. REQUEST WITHDRAWN	d. FEE- RELATED REASON	e. RECORDS NOT REASONABLY DESCRIBED	f. IMPROPER FOIA REQUEST FOR OTHER REASON	g. NOT AGENCY RECORD	h. DUPLICATE REQUEST	i. OTHER (Explain in B.2 below)			
0	1	1	1	0	0	0	0	4	0	0	0	7		
2. Other Reasons for "Full Denials Based on Reasons Other than Exemptions". For any request marked "Other", provide descriptions of other reasons for full denials and the number of times each reason was relied upon. "Total" must equal "Other" column in B.1.														
(1) DESCRIPTION OF "OTHER" REASONS FOR DENIAL												(2) NO. OF TIMES		
												(3) TOTAL		0
3. Number of Times Exemptions Applied. Count each exemption only once per request.														
EX. 1	EX. 2	EX. 3	EX. 4	EX. 5	EX. 6	EX. 7(A)	EX. 7(B)	EX. 7(C)	EX. 7(D)	EX. 7(E)	EX. 7(F)	EX. 8	EX. 9	
0	0	0	0	1	2	0	0	0	0	0	0	0	0	

SUBCOMPONENT/COMPONENT OR AGENCY REPORTING OJAG General Litigation Division						OJAG - 14		REPORT FOR FISCAL YEAR 2013					
SECTION VI - ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS													
A. RECEIVED, PROCESSED AND PENDING ADMINISTRATIVE APPEALS. Provide the number of administrative appeals received, processed, and pending as described in columns 1 through 4. The sum of columns 1 and 2 minus the number in column 3 must equal the number in column 4. Starting with Fiscal Year 2009, the number in column 1 must match the number of "Appeals Pending as of End of Fiscal Year" from the previous year's Annual FOIA Report.						B. DISPOSITION OF ADMINISTRATIVE APPEALS - ALL PROCESSED APPEALS. Provide the number of administrative appeal adjudications as described in the columns below. The number in the "Total" column must match the number in Section VI. A., column 3. In column 4, report the number of appeals which neither affirmed nor reversed/remanded the FOIA request determination, but were closed for other reasons (see DFOIPO Instructions).							
1. NUMBER OF APPEALS PENDING AS OF START OF FISCAL YEAR	2. NUMBER OF APPEALS RECEIVED IN FISCAL YEAR	3. NUMBER OF APPEALS PROCESSED IN FISCAL YEAR	4. NUMBER OF APPEALS PENDING AS OF END OF FISCAL YEAR	1. NUMBER AFFIRMED ON APPEAL	2. NUMBER PARTIALLY AFFIRMED AND PARTIALLY REVERSED/REMANDED ON APPEAL	3. NUMBER COMPLETELY REVERSED/ REMANDED	4. NUMBER OF APPEALS CLOSED FOR OTHER REASONS	5. TOTAL					
9	180	172	17	68	18	21	65	172					
C. REASONS FOR DENIAL ON APPEAL 1. Number of Times Exemptions Applied. Note: If an administrative appeal results in the denial of information based on exemptions and also based on reasons presented in C.2 and 3, report the appeal on all applicable sections. For each administrative appeal, report all exemptions applied; however, count each exemption only once per appeal.													
EX. 1	EX. 2	EX. 3	EX. 4	EX. 5	EX. 6	EX. 7(A)	EX. 7(B)	EX. 7(C)	EX. 7(D)	EX. 7(E)	EX. 7(F)	EX. 8	EX. 9
4	0	2	0	13	25	6	0	9	0	1	1	0	0
2. Reasons Other than Exemptions. Provide the number of administrative appeals resulting in denial for reasons other than exemptions, as described below.													
(1) NO RECORDS	(2) ALL RECORDS REFERRED AT INITIAL REQUEST LEVEL	(3) REQUEST WITHDRAWN	(4) FEE- RELATED REASON	(5) RECORDS NOT REASONABLY DESCRIBED	(6) IMPROPER REQUEST FOR OTHER REASON	(7) NOT AGENCY RECORD	(8) DUPLICATE REQUEST OR APPEAL	(9) REQUEST IN LITIGATION	(10) APPEAL BASED SOLELY ON DENIAL OF REQUEST FOR EXPEDITED PROCESSING	(11) OTHER (Explain in C.2 below)			
0	0	3	0	0	8	0	0	0	0	0	54		
3. "Other" Reasons for Denial. Provide descriptions of the "other" reasons and the number of times each was relied upon. "Total" must equal "Other" column in C.2.													
(1) DESCRIPTION OF "OTHER" REASON										(2) NUMBER OF TIMES			
Moot Not Proper Appellate Authority Reconsideration Request Untimely										33			
										11			
										6			
										4			
										(3) TOTAL 54			

SUBCOMPONENT/COMPONENT OR AGENCY REPORTING OJAG General Litigation Division							OJAG - 14		REPORT FOR FISCAL YEAR 2013		
SECTION VI - ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS (Continued)											
C.4. Response time for Administrative Appeals. Provide the median, average, and range in number of days to respond to administrative appeals.											
(1) MEDIAN NUMBER OF DAYS			(2) AVERAGE NUMBER OF DAYS			(3) LOWEST NUMBER OF DAYS			(4) HIGHEST NUMBER OF DAYS		
17			15			1			37		
5. Ten Oldest Pending Administrative Appeals. Provide the date of receipt of the ten oldest pending administrative appeals, and the number of days pending. (YYYYMMDD, e.g. 20030918) To calculate the number of Federal work days, see http://www.codeforexcelandoutlook.com/blog/2008/06/calculate-work-days-minus-holidays-in-vba/ or http://www.excelexchange.com/WorkDays.html . MS. Excel formula "Net workdays less holidays. " See attached Excel list of Federal holidays.											
	10th OLDEST	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest	
(1) DATE OF RECEIPT	20130920	20130920	20130920	20130919	20130919	20130910	20130910	20130903	20130830	20130830	
(2) NUMBER OF DAYS PENDING	6	6	6	7	7	14	14	19	20	20	
SECTION VII - FOIA REQUESTS: RESPONSE TIME FOR PROCESSED AND PENDING REQUESTS											
For charts in Section VII, include response times for only perfected requests. Begin counting days from the date of receipt of the perfected request. If using a multi-track processing system, report response times separately for each track. If not using a multi-track processing system, at a minimum, report separately requests which have been granted expedited processing. NOTE: Chart A must reflect the response times for all processed perfected requests. Chart B is sub-set of Chart A and must reflect the response times only for those perfected requests in which information was granted, either in full or in part.											
A. PROCESSED REQUESTS - RESPONSE TIME FOR ALL PROCESSED PERFECTED REQUESTS. Provide the median, average and reange in number of days to process all perfected requests.											
1. SIMPLE				2. COMPLEX				3. EXPEDITED PROCESSING			
(1) MEDIAN NUMBER OF DAYS	(2) AVERAGE NUMBER OF DAYS	(3) LOWEST NUMBER OF DAYS	(4) HIGHEST NUMBER OF DAYS	(1) MEDIAN NUMBER OF DAYS	(2) AVERAGE NUMBER OF DAYS	(3) LOWEST NUMBER OF DAYS	(4) HIGHEST NUMBER OF DAYS	(1) MEDIAN NUMBER OF DAYS	(2) AVERAGE NUMBER OF DAYS	(3) LOWEST NUMBER OF DAYS	(4) HIGHEST NUMBER OF DAYS
13	12	5	19	34	34	34	34				
B. PROCESSED REQUESTS - RESPONSE TIME FOR PERFECTED REQUESTS FOW WHICH INFORMATION WAS GRANTED. Provide the median, average and range in number of days to process all perfected requests in which information was granted (full grants and partial grants).											
1. SIMPLE				2. COMPLEX				3. EXPEDITED PROCESSING			
(1) MEDIAN NUMBER OF DAYS	(2) AVERAGE NUMBER OF DAYS	(3) LOWEST NUMBER OF DAYS	(4) HIGHEST NUMBER OF DAYS	(1) MEDIAN NUMBER OF DAYS	(2) AVERAGE NUMBER OF DAYS	(3) LOWEST NUMBER OF DAYS	(4) HIGHEST NUMBER OF DAYS	(1) MEDIAN NUMBER OF DAYS	(2) AVERAGE NUMBER OF DAYS	(3) LOWEST NUMBER OF DAYS	(4) HIGHEST NUMBER OF DAYS
13	13	13	13								

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SECTION VII - FOIA REQUESTS: RESPONSE TIME FOR PROCESSED AND PENDING REQUESTS (Continued)															
C. PROCESSED REQUESTS - RESPONSE TIME IN DAY INCREMENTS.															
(1) Provide the number of perfected requests processed in each of the thirteen designated time increments (ie., within 20 days, within 21-40 days in the second column, etc.).															
(a) If using a multi-track system, create separate charts as presented below to report the information for each track. If not using a multi-track system, at a minimum create a separate chart for requests which have been granted expedited processing.															
(b) Insert the sum of the thirteen columns in the "Total" column to reflect the total number of requests processed for each of the tracks.															
1. SIMPLE REQUESTS															
< 1 DAYS	1-20 DAYS	21-40 DAYS	41-60 DAYS	61-80 DAYS	81-100 DAYS	101-120 DAYS	121-140 DAYS	141-160 DAYS	161-180 DAYS	181-200 DAYS	201-300 DAYS	301-400 DAYS	401+ DAYS	TOTAL	
0	3	0	0	0	0	0	0	0	0	0	0	0	0	3	
2 COMPLEX REQUESTS															
< 1 DAYS	1-20 DAYS	21-40 DAYS	41-60 DAYS	61-80 DAYS	81-100 DAYS	101-120 DAYS	121-140 DAYS	141-160 DAYS	161-180 DAYS	181-200 DAYS	201-300 DAYS	301-400 DAYS	401+ DAYS	TOTAL	
0	0	1	0	0	0	0	0	0	0	0	0	0	0	1	
3. REQUESTS GRANTED EXPEDITED PROCESSING															
< 1 DAYS	1-20 DAYS	21-40 DAYS	41-60 DAYS	61-80 DAYS	81-100 DAYS	101-120 DAYS	121-140 DAYS	141-160 DAYS	161-180 DAYS	181-200 DAYS	201-300 DAYS	301-400 DAYS	401+ DAYS	TOTAL	
0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
D. PENDING REQUESTS - ALL PENDING PERFECTED REQUESTS.															
Provide the number of perfected requests pending as of the end of the fiscal year, and the median and average number of days those requests had been pending. If an agency or component is unable to determine whether all of its pending requests are perfected, the agency must include <u>all</u> pending requests and attache a footnote that it has done so.															
1. SIMPLE			2. COMPLEX			3. EXPEDITED PROCESSING									
(1) NUMBER PENDING	(2) MEDIAN NUMBER OF DAYS	(3) AVERAGE NUMBER OF DAYS	(1) NUMBER PENDING	(2) MEDIAN NUMBER OF DAYS	(3) AVERAGE NUMBER OF DAYS	(1) NUMBER PENDING	(2) MEDIAN NUMBER OF DAYS	(3) AVERAGE NUMBER OF DAYS	(1) NUMBER PENDING	(2) MEDIAN NUMBER OF DAYS	(3) AVERAGE NUMBER OF DAYS				
0	0	0	0	0	0	0	0	0	0	0	0				
E. PENDING REQUESTS - TEN OLDEST PENDING PERFECTED REQUESTS.															
Provide the date of receipt of the ten oldest perfected requests pending as of the end of the fiscal year, and the number of days pending.															
	10th OLDEST	9th	8th	7th	6th	5th	4th	3rd	2nd	1st					
(1) DATE OF RECEIPT															
(2) NUMBER OF DAYS PENDING															

SUBCOMPONENT/COMPONENT OR AGENCY REPORTING			OJAG - 14		REPORT FOR FISCAL YEAR	
OJAG General Litigation Division					2013	
SECTION VIII - REQUESTS FOR EXPEDITED PROCESSING AND REQUESTS FOR FEE WAIVER						
<p>Section VIII now reflects new mandatory reporting requirements and is no longer an optional section.</p> <p>Provide information for <u>adjudicated</u> requests for expedited processing or <u>adjudicated</u> requests for a fee waiver, i.e., requests for expedited processing or requests for a fee waiver which were granted or denied. Do not include requests for expedited processing or requests for fee waiver which became moot for various reasons, as a result, were neither granted or denied.</p>						
A. REQUESTS FOR EXPEDITED PROCESSING.						
<p>(1) Include requests for expedited processing made both at the initial request level and , when applicable, at the administrative appeal level.</p> <p>(2) Calculating days: Count only the days spent adjudicating the request for expedited processing. Count <u>calendar</u> days, not working days.</p> <p>(3) NOTE: The response time of this new reporting requirement captures the time taken to decide whether to grant or deny a request for expedited processing. This does not cover the FOIA requests which have already been granted expedited status, placed in the "expedited processing" track, and reported elsewhere in this Report. Rather, this new requirement reflects the time taken to make a determination, (i.e., adjudicate) whether a request for expedited processing should be granted or denied. The FOIA requires agencies to determine within ten calendar days whether a request satisfies the standards for expedited processing.</p>						
1. NUMBER GRANTED	2. NUMBER DENIED	3. MEDIAN NUMBER OF DAYS	4. AVERAGE NUMBER OF DAYS	5. NUMBER ADJUDICATED		
0	6	9	11.5	4		
B. REQUESTS FOR FEE WAIVER						
<p>(1) Include requests for a waiver of fees made both at the initial request level and , when applicable, at the administrative appeal level.</p> <p>(2) Calculating days: Count only the days spent adjudicating the fee waiver request. Count <u>working</u> days. Do not include additional days that may precede consideration of the fee waiver request, e.g., days the request waits in a processing queue, processing time which precedes commencement of adjudication of fee waiver request, etc.</p>						
1. NUMBER GRANTED	2. NUMBER DENIED	3. MEDIAN NUMBER OF DAYS TO ADJUDICATE	4. AVERAGE NUMBER OF DAYS TO ADJUDICATE			
0	3	0	6.6666667			
SECTION IX - FOIA PERSONNEL AND COSTS						
A. PERSONNEL.			B. COSTS.			
Provide the number of "Full-Time FOIA Staff" by adding the number of "Full-Time FOIA			Add together all costs expended by the agency for processing FOIA requests at the initial request and administrative appeal levels, and for litigating FOIA requests. Include salaries of FOIA personnel, overhead, and any other FOIA-related expenses. (Agency's budget may be used as a resource.)			
1. NUMBER OF FULL-TIME FOIA EMPLOYEES	2. NUMBER OF EQUIVALENT FULL-TIME FOIA EMPLOYEES	3. TOTAL NUMBER OF FULL-TIME FOIA STAFF	1. PROCESSING COSTS	2. LITIGATION-RELATED COSTS	3. TOTAL COSTS	
1.00	1.15	2.15	\$ 247,500.60	\$ 7,000.00	\$ 254,500.60	
SECTION X - FEES COLLECTED FOR PROCESSING REQUESTS						
Report the dollar amount of fees collected from FOIA requesters for processing their requests. Also report the percentage of total processing costs (from Section IX) that those fees represent. In calculating the amount of fees collected, include fees received from a FOIA requester for search, review, document duplication, and any other direct costs permitted by agency regulations.						
1. TOTAL AMOUNT OF FEES COLLECTED			2. PERCENTAGE OF TOTAL COSTS			
\$ 0.00			.00%			

SUBCOMPONENT/COMPONENT OR AGENCY REPORTING OJAG General Litigation Division						OJAG - 14		REPORT FOR FISCAL YEAR 2013		
SECTION XI - FOIA REGULATIONS										
AGENCIES MUST PROVIDE AN ELECTRONIC LINK TO THEIR FOIA REGULATIONS, INCLUDING THEIR FEE SCHEDULE.										
SECTION XII - BACKLOGS, CONSULTATIONS, AND COMPARISONS										
A. BACKLOGS OF FOIA REQUESTS AND ADMINISTRATIVE APPEALS. (1) Provide the number of FOIA requests and administrative appeals that were pending beyond the statutory time period as of the end of the fiscal year. (2) NOTE: The statutory time period is ordinarily twenty working days from the receipt of a perfected request (see 5 U.S.C. Section 552(a)(6)(A)(i). but may be extended up to ten additional working days when "unusual circumstances" are present (see 5 U.S.C. Section 552(a)(6)(B)(i)).										
1. NUMBER OF BACKLOGGED REQUESTS AS OF END OF FISCAL YEAR						2. NUMBER OF BACKLOGGED APPEALS AS OF END OF FISCAL YEAR <div style="text-align: center;">0</div>				
3. EXPLAIN BACKLOG HERE (Optional)										
B. CONSULTATION ON FOIA REQUESTS - RECEIVED, PROCESSED, AND PENDING CONSULTATIONS. The consultation portions of the Annual Report require information about consultations received from other agencies, not sent to other agencies. (1) Provide the number of consultations received from other agencies, those processed, and those pending , as described in the columns below. (2) The number in Column 1 must match the number of "Consultations Received from Other Agencies that Were Pending at Your Agency as of End of the Fiscal Year" (Column 4) from last year's Annual Report (3) The sum of Columns 1 and 2 minus the number of Column 3 must equal the number in Column 4.										
1. NUMBER OF CONSULTATIONS RECEIVED FROM OTHER AGENC ES PEND NG AT YOUR AGENCY AS OF START OF THE FISCAL YEAR		2. NUMBER OF CONSULTATIONS RECEIVED FROM OTHER AGENCIES DURING THE FISCAL YEAR		3. NUMBER OF CONSULTATIONS RECEIVED FROM OTHER AGENCIES THAT WERE PROCESSED BY YOUR AGENCY DUR NG THE FISCAL YEAR		4. NUMBER OF CONSULTATIONS RECEIVED FROM OTHER AGENC ES PEND NG AT YOUR AGENCY AS OF <u>END</u> OF THE FISCAL YEAR				
0		0		0		0				
C. CONSULTATIONS ON FOIA REQUESTS - TEN OLDEST CONSULTATIONS RECEIVED FROM OTHER AGENCIES AND PENDING AT YOUR AGENCY. Provide the date of receipt of the ten oldest consultations received from other agencies pending at your agency as of the end of the fiscal year, and the number of days pending..										
	10th OLDEST	9th	8th	7th	6th	5th	4th	3rd	2nd	1st
(1) DATE OF RECEIPT										
(2) NUMBER OF DAYS PENDING										

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OJAG General Litigation Division					2013	
SECTION XII - BACKLOGS, CONSULTATIONS, AND COMPARISONS (Continued)						
D. COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT - REQUESTS RECEIVED, PROCESSED, AND BACKLOGGED.						
<p>(1) Provide the number of requests received and the number of requests processed during the fiscal year, and the number of requests backlogged as of the end of the fiscal year (starting with the Annual Report from Fiscal Year 2009) from last year's Annual Report and the number of those received and processed during the fiscal year, and backlogged as of the end of the fiscal year, from the current Annual Report.</p> <p>(2) The numbers in Columns 1 and 2 must match the "Number of Requests Received in Fiscal Year" from Section V. A. of the Annual Report from last year and from this year respectively. The numbers in Columns 3 and 4 must match the "Number of Requests Processed in Fiscal Year" from Section V. A. of the Annual Report from last year and from this year respectively.</p> <p>(3) The numbers in Columns 5 and 6 must match the "Number of Backlogged Requests as of End of the Fiscal Year" from Section XII. A. of the previous Annual Report and the current Annual Report, respectively.</p>						
REQUESTS RECEIVED		REQUESTS PROCESSED		REQUESTS BACKLOGGED		
1. NUMBER RECEIVED DURING FISCAL YEAR FROM LAST YEAR'S ANNUAL REPORT	2. NUMBER RECEIVED DURING FISCAL YEAR FROM CURRENT ANNUAL REPORT	3. NUMBER PROCESSED DURING FISCAL YEAR FROM LAST YEAR'S ANNUAL REPORT	4. NUMBER PROCESSED DURING FISCAL YEAR FROM CURRENT ANNUAL REPORT	5. NUMBER BACKLOGGED AS OF END OF THE FISCAL YEAR FROM PREVIOUS ANNUAL REPORT	6. NUMBER BACKLOGGED AS OF END OF THE FISCAL YEAR FROM CURRENT ANNUAL REPORT	
12	8	13	7	0	0	
D. COMPARISON OF NUMBERS OF ADMINISTRATIVE APPEALS FROM PREVIOUS AND CURRENT ANNUAL REPORT - APPEALS RECEIVED, PROCESSED, AND BACKLOGGED.						
<p>(1) Provide the number of administrative appeals received and the number of administrative appeals processed during the fiscal year, and the number of administrative appeals backlogged as of the end of the fiscal year (starting with the Annual Report from Fiscal Year 2009) from last year's Annual Report and the number of those received and processed during the fiscal year, and backlogged as of the end of the fiscal year, from the current Annual Report.</p> <p>(2) The numbers in Columns 1 and 2 must match the "Number of Administrative Appeals Received in Fiscal Year" from Section V. A. of the Annual Report from last year and from this year respectively. The numbers in Columns 3 and 4 must match the "Number of Administrative Appeals Processed in Fiscal Year" from Section V. A. of the Annual Report from last year and from this year respectively.</p> <p>(3) The numbers in Columns 5 and 6 must match the "Number of Backlogged Administrative Appeals as of End of the Fiscal Year" from Section XII. A. of the previous Annual Report and the current Annual Report, respectively.</p>						
APPEALS RECEIVED		APPEALS PROCESSED		APPEALS BACKLOGGED		
1. NUMBER RECEIVED DURING FISCAL YEAR FROM LAST YEAR'S ANNUAL REPORT	2. NUMBER RECEIVED DURING FISCAL YEAR FROM CURRENT ANNUAL REPORT	3. NUMBER PROCESSED DURING FISCAL YEAR FROM LAST YEAR'S ANNUAL REPORT	4. NUMBER PROCESSED DURING FISCAL YEAR FROM CURRENT ANNUAL REPORT	5. NUMBER BACKLOGGED AS OF END OF THE FISCAL YEAR FROM PREVIOUS ANNUAL REPORT	6. NUMBER BACKLOGGED AS OF END OF THE FISCAL YEAR FROM CURRENT ANNUAL REPORT	
193	179	188	172	0	0	
F. DISCUSSION OF OTHER FOIA ACTIVITIES (Optional). Provide here any further information about the agency's efforts to improve FOIA administration. Attache additional pages if necessary.						

SECTION II - MAKING A FOIA REQUEST

1. ALL AGENCY COMPONENTS THAT RECEIVE FOIA REQUESTS (Continue on separate page if necessary using the same format.)

a. SUBCOMPONENT/COMPONENT OR AGENCY (i.e., McDill AFB, Department of the Air Force)	c. Address	c. TELEPHONE NUMBER

SUBCOMPONENT/COMPONENT OR AGENCY REPORTING OJAG General Litigation Division		OJAG - 14	REPORT FOR FISCAL YEAR 2013
SECTION V - FOIA REQUESTS			
(1) DESCRIPTION OF "OTHER" REASONS FOR DENIAL			(2) NO. OF TIMES